G. R. S. 58]

Previous references.

" do 29-07-13

1924.
(Courts)

File No. 178-24

Serial Nos. 1-2

Later references.

~~Pls~~ 16-27 (1-2)

SJA 326-32 (1-2)

M/y 221-32 (1-2)

CR 104-41 (1-2)

" 188-41 (1-2)

Pl. withdraw

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for December 1924.

SUBJECT

Letter from Mr. H. Venkatanarasaiya, retired Amildar, forwarding a ~~bill~~ T A Bill for going to Salem and back for giving evidence in CC no 41 of 23-24 on the file of Special 1st class Magistrate, Salem, which he has investigated as Amildar.

G.O.no.P 3040-508 12-12-24

Directs the payment of T A and

To the Comptroller
" Regr Ele Court
" Dmis of Accts
" Mr H. Venkatanarasaiya.

habita to witnesses who are retired officers of Govt attending criminal courts to depose to facts that have come to their knowledge in their official capacity

Ramaswamy Iyengar
8/1/25.

1019

1306
P

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

complaint 22-2-14
from M/s. H. Venkata-
narayya, Retd Amildar
stating that T.A. has
been refused by the
Spl. Magistrate, Kolar
for his having travelled
from Bangalore to Kolar
to give evidence.

1) The question does not
fall within the purview
of M.O.R. May be trans-
ferred to Construction
for notice.

22/2 2) To Bohri Bmla with
15 7 Compts
15/7

16/7

Lr.d.

3) Mr H Venkatanarayya
is a Retd Amildar. He has
been called on to depose
to facts that came to his
knowledge when he was

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

1305

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Abdul Ameldar - The Criminal appeal courts, no batta or T.A is paid for witnesses. In Sessions trials, batta and T.A are paid: If he had been in service he would have been entitled to T.A under Art 623 M.S.R Now that he is retired he is only a non-official witness but he had gone to depose to facts that came to his knowledge when he was an investigating officer. It is a point for orders whether he is entitled to T.A and batta, and if so, whether the rates given in Sessions Courts for witnesses (Criminal) may be passed. Send for orders

* Rule 1 Page 79 of Criminal Digest Vol I

** Rule 11(ii) Page 81. Criminal Digest Vol I

Page 82 Criminal Digest Vol I

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

19.9.24

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Mr. K. Venkata narasayya not being in service now, art 623 (a) & (b) does not apply.

5 He cannot be considered to be a person summoned to depose to facts coming to his knowledge in his official capacity and to be ~~examined~~ Rule 1. on page 79 in Criminal Digest may not apply to him

6 He was a ministers though not in service, summoned to depose to facts coming to his knowledge as a public servant

7 There is no provision now authorising payment of travelling allowances. It is really a hard case. When I was a magistrate, I experienced that many retired officers were feeling

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

---

aggrieved & allowances made. if possible the Runners have they had to travel at their own expense.

Perhaps in such cases provision may be made along Rent Runners & Daily batta above according to the scale fixed on page 82 of the Annual Digest Rent Book may perhaps be allowed the Financial Secy may be consulted

Chdry

ir

22/9

Fl 675/24

Fuller Secy)

22-9

28/9/24

Ref quoted at A may be perhaps

Mem 7.10.24

Minute sheet, Pg. no 3002-12/ CS Log 07-15 d 28-3-1908 (Flag K) It is this order which is quoted in page 82 of the Annual Digest

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

7/10/24

Chdry

Fuller Secy with Compts

3-10

5/10

6-10

C 7/10 Hy 7-10-24

1 The allowances proposed at A according to the Scale in G.O. 7 28-3-08 may be given in this & similar cases

8/10/24

Mem 8-10-24

5

1306
P

G. R. S. III—3]

ROUTINE NOTES CB 178—24

[To be used only for notes, requisitions, etc., not intended for permanent record.]

3500
3+1246

B Inadvertent drafft

20/10/24

Chf Secy.

U/s Suggest may be appd

1st Member

Appd

15 Mlle

1/12

2.12

16 June

2.12

2) To the Comptr.
" Regr. Chief Court
" D.m. Kolar
" Dms of other Dists
" Mr. Venkatanarasaiya.

no P. 3040—50 dt 12.12.24.

With reference to the travelling allowance claimed by Mr. Venkatanarasaiya Retd Amildar who was summoned to depose to facts which came to his knowledge while he was a Govt servant, directs that in such cases T.A and batta fixed in Go. no 3002—12 dt 28.3.08 may be given & forwards the bills received in connl to D.m. Kolar for necessary action

N. B. Should routine notes be written on small slips the notes must be pasted, or slips pasted on this form.

19/12

14436

1306/ D. 1019 6

Ct 178—24

To,

The Secretary to the Government of Mysore, Bangalore.
Financial Department

Sir,

C.C. No 21 of 1923-24

When I was Amildar of the Srinivasapur Taluk in the Kolar District in 1922, I had investigated as Amildar, a Case [redacted] Element of Govt revenue against one Shanwa[redacted] Balaramanaiya of Todgol Village in the Ronoor [redacted] of the said Taluk, the Taluk Police after my [redacted]ment Charge sheeted the accused before the [redacted]cial 1st Class Magistrate at Kolar and I was summoned by that Court as a witness for the prosecution in March 1924. Accordingly I travelled from Bangalore to Kolar on the 24th March 1924, and gave evidence before the Magte on the 25th idem as to the facts I had known of the Case in my official Capacity as Investigating Officer. After giving the evidence I claimed the double 2nd class Rly fare for the journey performed by me, but the Magte refused to admit the claim and returned my bill with his order of refusal recorded thereon. The bill Contg the Magte's order and the Summons that I had received as a witness are submitted herewith in original. Under the circumstances I request that you will be solicited as to sanction the payt of the bill at your early Convenience.

I expected summons in another similar Case so that I may prefer my claim in both the Cases simultaneously. But somehow I did not receive any process till now in the other Case. Hence the delay in submission of this claim.

I beg to remain, Sir,
Your obedient Servant
H. Venkatnarasaiya,
Retired Amildar
7th Block, Basaveswaranagudi Extn
Bangalore City

Bangalore
9th September
1924

7

G.R.S-VI G-34]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

Section cbs

File No. 176-24

Serial No. 2

General and Revenue Secretariat

Proceedings of the Government of His Highness the Maharaja of Mysore.

( )

the 192

Read-

Date of issue 12/12/24

Signed by .....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press

vi published in the Gazette, Kannada Part ?

Govt observe that though the H. Venkatanarasaiya was not a Govt servant when he was

C

a public duty and no claim for T.A can be made. Considering that considerable inconvenience is caused to parties. Govt direct that in this and similar cases a single Railway fare, mileage and daily batta according to the scale fixed under G.O. No. 300 2-424 Ed 29-07-13 dy 28-3-1908 may be paid.

The present bill may be paid according to the scale now fixed and forwarded to the Dist. Collector for necessary action.

Sd/ Sd.
24/10 L.L Dy

To
The Collector
Retg. Establishment
a Draftsman
2 Copies of the Bill
1 Mr. K. Venkataramanayya
Retd. Moulder, Govt. Work Basavangudi Bangalore

Summoned to give evidence and as such is not entitled under the M.S.R, to travelling allowance, yet as he deposed to facts which came to his knowledge when he was a Govt servant, it would be a hardship to expect him to travel at his expense for appearing in Court.

Govt therefore direct that in such cases the travelling allowances & batta fixed by G.O. dated 28.3.08 may be given.

The Bill is forwarded to the Dist Collector for necessary action according to this order.

List of enclosures.

Sd

20/10/24

Copied by

Examined by

WD 1883--GPB—1,000,00--21-12-21

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. P. 3040-50—Cts 178-24-2. dated 12th December 1924.

Travelling Allowances and Batta to Witnesses.

Directs the payment of —— who are retired officers of Government when attending Criminal Courts to depose to facts that have come to their knowledge in their official capacity.

READ—

Letter dated 9th September 1924, from Mr. H. Venkatanarasaiya, Retired Amildar, Basavangudi, Bangalore City, forwarding a bill for Rs. 18 being his travelling allowance for going to Kolar *via* Bowringpet and back for giving evidence in C. C. No. 21 of 23-24 on the file of the Special First Class Magistrate, Kolar, which he has investigated as Amildar, and stating that the Magistrate refused to admit the claim and returned the bill and requesting sanction for the same.

ORDER No. P. 3040-50—CTS. 178-24-2, DATED 12TH DECEMBER 1924.

Government observe that though Mr. H. Venkatanarasaiya was not a Government servant when he was summoned to give evidence and as such not entitled under the Mysore Service Rugulations to travelling allowance; yet as he deposed to facts which came to his knowledge when he was a Government servant, it would be a hardship to expect him to travel at his expense to and from the Court.

2. Government therefore direct that in such cases the travelling allowances and batta fixed by Government Order No. 3002-12—Cts. 29-07-13 dated 28th March 1908, may be given.

3. The bill is forwarded to the District Magistrate for necessary action according to this order.

By NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

To—The Comptroller to Government.
The Registrar, Chief Court.
The District Magistrate, Kolar District.
The District Magistrates of other Districts.
Mr. H. Venkatanarasaiya, Retired Amildar, 7th Block, Basavangudi, Bangalore.

Exd.—P. S. R. N

WD 1240—GPB—385—27-12-24